



PTO/SB/05 (03-01)

Approved for use through 10/31/2002. OMB 0551-0032

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UTILITY **PATENT APPLICATION**

First Inventor

Attorney Docket No. HO-P02306US0 Peter Goldstein

| IRANSIVIIIIAL | TITLE CLOSED-LOOP FOCAL POSITIONING SYSTEM & |
|---|---|
| (Only for new nonprovisional applications under 37 CFR 1.53(b)) | Express Mail Label No. ET575270583US |
| APPLICATION ELEMENTS | Box Patent Application. ADDRESS TO: Commissioner for Patents |
| See MPEP chapter 600 concerning utility patent application con 1. X Fee Transmittal Form (e.g., PTO/SB/17) (Submit an original, and a duplicate for fee processing) | |
| 2. X Applicant claims small entity status. See 37 CFR 1.27. | 8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary) |
| 3. X Specification [Total Pages 17 | |
| (preferred arrangement set forth below) - Descriptive title of the invention - Cross Reference to Related Applications - Statement Regarding Fed sponsored R & D - Reference to sequence listing, a table, or a computer program listing appendix - Background of the Invention - Brief Summary of the Invention - Brief Description of the Drawings (if filed) - Detailed Description - Claim(s) - Abstract of the Disclosure 4. X Drawing(s) (35 U.S.C. 113) [Total Sheets] 5. Oath or Declaration [Total Pages] a. Newly executed (original or copy) b. Copy from a prior application (37 CFR 1.63(d)) (for continuation/divisional with Box 18 completed) i. DELETION OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b). | b. Specification Sequence Listing on: i. CD-ROM or CD-R (2 copies); or ii. paper c. Statements verifying identity of above copies ACCOMPANYING APPLICATIONS PARTS 9. Assignment Papers (cover sheet & document(s)) 10. 37 CFR 3.73(b) Statement Power of Attorney 11. English Translation Document (if applicable) 12. Information Disclosure Copies of IDS Statement (IDS)/PTO-1449 Citations 13. Preliminary Amendment 14. X Return Receipt Postcard (MPEP 503) (Should be specifically itemized) 15. Certified Copy of Priority Document(s) (if foreign priority is claimed) 16. Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent. |
| 6. X Application Data Sheet. See 37 CFR 1.76 | 17. Other: |
| Data Sheet under 37 CFR 1.76: Continuation Divisional Continuation Prior application information: Examiner For CONTINUATION or DIVISIONAL APPS only: The entire of under Box 5b, is considered a part of the disclosure of the accoreference. The incorporation can only be relied upon when a possible of the disclosure of the accoreference. | d supply the requisite information below and in a preliminary amendment, or in an Application n-in-part (CIP) of prior application No.: Group / Art Unit: disclosure of the prior application, from which an oath or declaration is supplied ompanying continuation or divisional application and is hereby incorporated by portion has been inadvertently omitted from the submitted application parts. |
| 19. COR | RRESPONDENCE ADDRESS |
| X Customer Number or Bar Code Label | or Correspondence address below |
| Name | |
| Address | |
| City Stat | |
| Country Tele | lephone Fax |
| Name (Print/Type) Edward D. Steakley | Registration No. (Attorney/Agent) 47,964 |
| Signature Surand V. | Date October 12, 2001 |
| | |
| I hereby certify that this correspondence is being deposite | al-New Utility Patent Application ed with the U.S. Postal Service as Express Mail, Airbill No. ET575270583US, in missioner for Patents, Washington, DC 20231, on the date shown below. |

Dated: October 12, 2001

Signature: Edward D. Stewn

(Elena Maglitto)

PTO/SB/17 (10-01)

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FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

568.00

TOTAL AMOUNT OF PAYMENT

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|---|--|------------------|--|--|--|--|--|
| | Con | nplet if Known | | | | | |
| | Application Number | Not Yet Assigned | | | | | |
| | Filing Date | | | | | | |
| | First Named Inventor | Peter Goldstein | | | | | |
| | Examiner Name | Not Yet Assigned | | | | | |
| | Group Art Unit | N/A | | | | | |
| | Attorney Docket No. | HO-P02306US0 | | | | | |

| METHOD OF PAYMENT | FEE CALCULATION (continued) | | | | | | | |
|--|-----------------------------|---------------------------|-------------|-------------|--|--|--|--|
| 1. X The Commissioner is hereby authorized to charge | 3. ADDITIONAL FEES | | | | | | | |
| indicated fees and credit any overpayments to: | | Large Entity Small Entity | | | | | | |
| Deposit Account Number | Fee Code | Fee (\$) | Fee Code | Fee (\$) | Fee Description Fee | | | |
| Deposit Account Fulbright & Jaworski L.L.P. | 105 | 130 | 205 | 65 | Surcharge – late filing fee or oath | | | |
| Name | 127 | 50 | 227 | 25 | Surcharge – late provisional filing fee or cover sheet. | | | |
| X Charge Any Additional Fee Required Under Applicant claims small entity status. See | | 130 | 139 | 130 | Non-English specification | | | |
| 37 CFR 1.16 and 1.17 37 CFR 1.27 | 147 | 2,520 | 147 | 2,520 | For filing a request for ex parte reexamination | | | |
| 2. Payment Enclosed | 112 | 920* | 112 | 920* | For filing a request for ex parte reexamination Requesting publication of SIR prior to Examiner action | | | |
| Check Credit Card Money Order Other | 113 | 1,840* | 113 | 1,840* | Requesting publication of SIR after | | | |
| FEE CALCULATION | 115 | 110 | 215 | 55 | Extension for reply within first month | | | |
| 1. BASIC FILING FEE | 116 | 400 | 216 | 200 | Examiner action Extension for reply within first month Extension for reply within second month | | | |
| Large Entity Small Entity | 117 | 920 | 217 | 460 | Extension for reply within third month | | | |
| Fee Fee Fee Fee Description Fee Paid | 118 | 1,440 | 218 | 720 | Extension for reply within fourth month | | | |
| 101 740 201 370 Utility filing fee 370.00 | 128 | 1,960 | 228 | 980 | Extension for reply within fifth month | | | |
| 106 330 206 165 Design filing fee | 119 | 320 | 219 | 160 | Notice of Appeal | | | |
| 107 510 207 255 Plant filing fee | 120 | 320 | 220 | 160 | Filing a brief in support of an appeal | | | |
| 108 740 208 370 Reissue filing fee | 121 | 280 | 221 | 140 | Request for oral hearing | | | |
| 114 160 214 80 Provisional filing fee | 138 | 1,510 | 138 | 1,510 | Petition to institute a public use proceeding | | | |
| SUBTOTAL (1) (\$) 370.00 | 140 | 110 | 240 | 55 | Petition to revive – unavoidable | | | |
| | 141 | 1,280 | 241 | 640 | Petition to revive - unintentional | | | |
| 2. EXTRA CLAIM FEES Extra Fee from below Fee Paid | 142 | 1,280 | 242 | 640 | Utility issue fee (or reissue) | | | |
| Total Claims 28 -20** = 8 X 9.00 = 72.00 | 143 | 460 | 243 | 230 | Design issue fee | | | |
| Independent 6 -3** = 3 x 42.00 = 126.00 | 144 | 620 | 244 | 310 | Plant issue fee | | | |
| Multiple Dependent = | 122 | 130 | 122 | 130 | Petitions to the Commissioner | | | |
| | 123 | 50 | 123 | 50 | Processing fee under 37 CFR 1.17(q) | | | |
| Large Entity Small Entity | 126 | 180 | 126 | 180 | Submission of Information Disclosure Stmt | | | |
| Fee Fee Fee Fee Fee Description | 581 | 40 | 581 | 40 | Recording each patent assignment per property (times number of properties) | | | |
| 103 18 203 9 Claims in excess of 20 102 84 202 42 Independent claims in excess of 3 | 146 | 740 | 246 | 370 | Filing a submission after final rejection (37 CFR 1.129(a)) | | | |
| 104 280 204 140 Multiple dependent claim, if not paid | 149 | 740 | 249 | 370 | For each additional invention to be examined (37CFR 1.129(b)) | | | |
| 109 84 209 42 ** Reissue independent claims | 179 | 740 | 279 | 370 | Request for Continued Examination (RCE) | | | |
| over original patent | 169 | 900 | 169 | 900 | Request for expedited examination of a design application | | | |
| 110 18 210 9 ** Reissue claims in excess of 20 and over original patent | Other | Other fee (specify) | | | | | | |
| SUBTOTAL (2) (\$) 198.00 *Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$) | | | | | | | | |
| **or number previously paid, if greater, For Reissues, see above | | | | | | | | |
| SUBMITTED BY Complete (if applicable) | | | | | | | | |

| SUBMITTED BY | | | | | | | Complete (if applicable) | |
|-------------------|--------|-------------|--------|--------------------------------------|--------|-----------|--------------------------|--|
| Name (print/type) | Edward | D. Steakley | | Registration No. (Attorney/Agent) | 47,964 | Telephone | (713) 651-5423 | |
| Signature | Ede | vard D. S | Center | | | Date | October 12, 2001 | |

Fee Transmittal

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. ET575270583US, in an envelope addressed to: Commissioner for Patents, Washington, DC 20231, on the date shown below.

Dated: October 12, 2001

Signature:

(Elona Maglitto)